

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

BIGFOOT 4X4, INC,

Plaintiff,

v.

THE INDIVIDUALS, CORPORATIONS,  
LIMITED LIABILITY COMPANIES,  
PARTNERSHIPS AND UNINCORPORATED  
ASSOCIATIONS IDENTIFIED ON  
SCHEDULE A HERETO,

Defendants.

Case No. 22-cv-6758

Judge LaShonda A. Hunt

**CONSENT JUDGMENT**

This action having been commenced by BIGFOOT 4X4, INC (“Plaintiff”) against Defendant No. 140 “guang zhou ling yuan shang mao you xian gong si” (“Defendant”). Plaintiff and Defendant have resolved all claims arising from the allegations in the Complaint.

THIS COURT HEREBY FINDS that it has personal jurisdiction over Defendant since Defendant directly targets its business activities towards consumers in the United States, including Illinois. Specifically, Defendant has targeted sales to Illinois residents by setting up and operating an e-commerce store that target United States consumers using one or more seller aliases, offer shipping to the United States, including Illinois, accept payment in U.S. dollars, and have used infringing and counterfeit versions of the Bigfoot Trademarks (collectively, the “BIGFOOT Products”) to residents of Illinois. The BIGFOOT Trademarks are included in the chart shown.

NUMBER	TRADEMARK	CLASSES
1,387,617	BIG FOOT	28
1,433,779	BIG FOOT	16
1,973,606	BIGFOOT	25
3,125,288	BIGFOOT	9
3,641,155	BIGFOOT 4X4	12

THIS COURT FURTHER FINDS that Defendant is liable for willful federal trademark infringement and counterfeiting (15 U.S.C. § 1114), and false designation of origin (15 U.S.C. § 1125(a)).

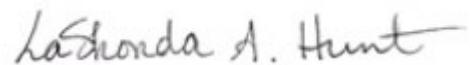
IT IS HEREBY ORDERED that:

1. Defendant, the officers, agents, servants, employees, attorneys, and all persons acting for, with, by, through, under or in active concert with it be permanently enjoined and restrained from:
  - a. using the BIGFOOT Trademarks or any reproductions, counterfeit copies or colorable imitations thereof in any manner in connection with the distribution, marketing, advertising, offering for sale, or sale of any product that is not a genuine BIGFOOT product or not authorized by Plaintiff to be sold in connection with the BIGFOOT Trademarks;
  - b. passing off, inducing, or enabling others to sell or pass off any product as a genuine BIGFOOT product or any other product produced by Plaintiff, that is not Plaintiff's or not produced under the authorization, control or supervision of Plaintiff and approved by Plaintiff for sale under the BIGFOOT Trademarks;
  - c. committing any acts calculated to cause consumers to believe that Defendant's Unauthorized BIGFOOT Products are those sold under the authorization, control or supervision of Plaintiff, or are sponsored by, approved by, or otherwise connected with Plaintiff;

- d. further infringing the BIGFOOT Trademark; and
  - e. manufacturing, shipping, delivering, holding for sale, transferring or otherwise moving, storing, distributing, returning, or otherwise disposing of, in any manner, products or inventory not manufactured by or for Plaintiff's, nor authorized by Plaintiff to be sold or offered for sale, and which bear any of Plaintiff's trademarks, including the BIGFOOT Trademarks.
2. Pursuant to the parties' settlement agreement, Defendant shall pay Plaintiff seven thousand five hundred dollars (\$7,500) in damages (the "Damages Amount").
  3. Walmart Inc. ("Walmart") is ordered to transfer the Damages Amount from Defendant's account to Plaintiff within seven (7) calendar days of receipt of this Order.
  4. Upon Walmart's transfer of Damages Amount to Plaintiff pursuant to paragraph 3, Walmart shall remove any restraints that were placed on Defendant's e-commerce store and financial account pursuant to the Temporary Restraining Order. [ECF 21].
  5. Within thirty (30) calendar days after receiving the Damages Amount from Walmart, to acknowledge full and complete indemnification, Plaintiff will file a satisfaction of judgment with the Court.
  6. Each party shall bear its own attorney's fees and costs.

IT IS SO ORDERED:

Dated: September 14, 2023



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LaShonda A. Hunt  
United States District Judge